

STATE OF NEW YORK

3071

2021-2022 Regular Sessions

IN ASSEMBLY

January 22, 2021

Introduced by M. of A. FERNANDEZ, DICKENS -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to a training course and curriculum on the handling, investigation and response procedures concerning reports of domestic violence

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 837 of the executive law is amended by adding a new
2 subdivision 23 to read as follows:

3 23. (a) (i) The division shall develop and approve a training course
4 and curriculum on the handling, investigation and response procedures
5 concerning reports of domestic violence. This training course and
6 curriculum shall be reviewed at least every two years and modified by
7 the division from time to time as need may require. The division shall
8 distribute the curriculum to all local police agencies.

9 (ii) The attorney general shall be responsible for ensuring that all
10 law enforcement officers attend initial training within ninety days of
11 appointment or transfer and annual inservice training of at least four
12 hours as described in this section.

13 (b) (i) The chief administrator of the courts shall develop and
14 approve a training course and a curriculum on the handling, investi-
15 gation and response procedures concerning allegations of domestic
16 violence. This training course shall be reviewed at least every two
17 years and modified by the chief judge from time to time as need may
18 require.

19 (ii) The chief administrator of the courts shall be responsible for
20 ensuring that all judges and judicial personnel attend initial training
21 within ninety days of appointment or transfer and annual inservice
22 training as described in this section.

23 (iii) The division and the chief administrator of the courts shall
24 provide that all training on the handling of domestic violence matters

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 shall include information concerning the impact of domestic violence on
2 society, the dynamics of domestic violence, the statutory and case law
3 concerning domestic violence, the necessary elements of a protection
4 order, policies and procedures as promulgated or ordered by the attorney
5 general or the court of appeals, and the use of available community
6 resources, support services, available sanctions and treatment options.
7 Law enforcement agencies shall: (1) establish domestic crisis teams or
8 participate in established domestic crisis teams, and (2) shall train
9 individual officers in methods of dealing with domestic violence. The
10 teams may include social workers, clergy or other persons trained in
11 counseling, crisis intervention or in the treatment of domestic
12 violence.

13 § 2. This act shall take effect on the one hundred eightieth day after
14 it shall have become a law. Effective immediately, the addition, amend-
15 ment and/or repeal of any rule or regulation necessary for the implemen-
16 tation of this act on its effective date are authorized to be made and
17 completed on or before such effective date.